

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:	)	Group Art Unit: 1635
	)	
BECKER <i>et al.</i>	)	Examiner: Lacourciere, K.
	)	
Serial No. 09/523,237	)	Atty. Docket No. GP068-03.CN1
	)	
Filed: March 10, 2000	)	Confirmation No. 5771
	)	
For: KITS FOR AMPLIFYING TARGET	)	VIA FACSIMILE
NUCLEIC ACID SEQUENCES USING	)	
MODIFIED OLIGONUCLEOTIDES	)	

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(c)(1) & (e)(2)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants bring to the Examiner's attention the reference listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-identified application. A copy of the reference is enclosed herewith.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(c) more than three months from the filing date of the instant application and after the mailing date of a first Office action on the merits but before the mailing date of either a final action or notice of allowance.

In accordance with 37 C.F.R. § 1.97(e)(2), I hereby certify that no reference listed on the attached form PTO/SB/08 was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge, known to any individual designated in 37 C.F.R. § 1.56(c) more than three months ago. Accordingly, no fee is believed due in connection with this Information Disclosure Statement.

## SUPPLEMENTAL IDS

Serial No. 09/523,237  
Atty. Docket No. GP068-03.CN1

If Applicants are mistaken, and a final action or notice of allowance was mailed on or before the certified transmission date of this Information Disclosure Statement, then petition is hereby made under 37 C.F.R. § 1.97(d) for consideration of this Information Disclosure Statement. In this circumstance, the petition fee due under 37 C.F.R. § 17(p) should be charged to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached form PTO/SB/08 with the Examiner's initials or other appropriate marks.

**Related Applications**

Applicants also wish to bring to the Examiner's attention the existence of related, co-pending application Serial Nos. 09/565,427 and 09/808,558, filed on May 5, 2000 and March 14, 2001, respectively.

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SUPPLEMENTAL IDS

Serial No. 09/523,237  
Atty. Docket No. GP068-03.CN1Certificate of Transmission

I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to 703-746-5206 on the date indicated below to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Respectfully Submitted,

Date: September 3, 2002

By: 

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